

09/17/03
16086 U.S. PTO

CERTIFICATE OF MAILING

hereby certify that on **September 17, 2003**, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

37 C.F.R. § 1.8(a)

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Allie Barrett
Allie Barrett

03192 U.S. PTO
10/665788
09/17/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Transmitted herewith for filing is the patent application of inventor(s):

1st Inventor: Robert S. Schwartz

2nd Inventor: Robert A. Van Tassel

3rd Inventor: Hanson S. Gifford, III

For: **SEALED MEMBRANE VASCULAR COMPLIANCE DEVICE AND METHOD**

1. **Type of Application**

This new application is for a(n)

- ☒ Original (non provisional)
- ☐ Design
- ☐ Plant
- ☐ Continuation-in-part (CIP)

2. **Benefit of Prior U.S. Application(s)** (35 USC §§ 119(e), 120, or 121)

- ☒ The new application being transmitted claims the benefit of the following prior U.S. Provisional applications: (1) U.S. Provisional Patent Application No. 60/412,122 filed September 17, 2002 entitled *Aortic Shock Absorber*, and (2) U.S. Provisional Patent Application No. 60/473,988 filed May 28, 2003 entitled *Aortic Shock Absorber, V.2*.

3. **Papers Enclosed**

A.

| | |
|-----------|--|
| <u>26</u> | pages of specification |
| <u>2</u> | pages of claims |
| <u>1</u> | pages of abstract |
| <u>10</u> | sheets of drawings (do not submit original drawings) |

(complete the following, if applicable)

- ☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 CFR 1.84(b).

B. Other Papers Enclosed

| | |
|----------|---|
| <u>3</u> | Pages of Combined Declaration, Power of Attorney and Petition |
| <u>1</u> | Credit Card Payment Form |

4. **Declaration or oath (including power of attorney)**

- ☒ Enclosed
☐ executed by inventor(s)

5. **Inventorship Statement**

Inventorship for all the claims in this application are:

- ☐ The same.

6. **Assignment**

- ☐ An assignment of the invention to _____
☐ is attached.
☐ executed by inventor(s)
☐ was filed in parent application
☒ will follow.

7. Fee Calculation

A. ☒ Regular application

| CLAIMS AS FILED | | | | | |
|--|--------------|-------------------|-----------------|--------------------------------|-----------------------------|
| Number filed | Number Extra | Rate | | Basic Fee 37 CFR § 1.16(a)/ | |
| | | Large Entity | Small Entity | Large Entity \$750.00 | Small Entity \$375.00 |
| Total Claims (37 CFR § 1.16(c)) = 17 | - 20 = 0 | x \$18.00 = | x \$9.00 = | | 00.00 |
| Independent Claims (37 CFR § 1.16(b)) = 2 | - 3 = 0 | x \$84.00 = | x \$42.00 = | | 00.00 |
| Multiple dependent claims(s), if any (37 CFR § 1.16(d)) = 11 | | | + \$280.00= | | 00.00 |
| Recordation Filing Fee | | | | | |

- ☐ An amendment canceling extra claims is enclosed.
☐ An amendment deleting multiple-dependencies is enclosed.
☐ The fee for extra claims is not being paid at this time

Filing Fee Calculation

\$375.00

B. ☐ Design application (\$330-37 CFR§1.16(f))

\$

C. ☐ Plant application (\$540-37 CFR§1.16(g))

\$

8. Small Entity Statement(s)

☒ Applicant claims small entity status. See 37 CFR 1.27

9. Fee Payment Being Made at Time

☐ Not Enclosed

☐ No filing fee is to be paid at this time.

☒ Enclosed

☒ Filing Fee

\$ 375.00

10. Method of Payment of Fees

☐ A check in the amount of \$_____ is enclosed.

☒ Credit Card Payment Form is enclosed.

☐ Charge Deposit Account No. 50-2809 in the amount of \$_____

A duplicate of this transmittal is attached.

11. ☐ Request and Certification under 35 USC §122 (b)(2)(B)(i) (Non-publication Request)

12. Authorization to Charge Additional Fees

(If no fees are to be paid on filing, the following items should not be completed)

- ☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 50-2809.
- ☒ 37 CFR§§1.16(a), (f), or (g) (Filing fees)
 - ☒ 37 CFR§§1.16(b), (c), and (d) (presentation of extra claims)
 - ☐ 37 CFR§§1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
 - ☐ 37 CFR§§1.17(a)(1)-(5) (extension fees pursuant to §1.136(a))
 - ☐ 37 CFR§§1.17 (application processing fees)
 - ☐ 37 CFR§§1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR§1.1311(b))

13. Instructions as to Overpayment

- ☒ Credit Account No. 50-2809
☐ Refund

14. Correspondence Address

- ☒ Customer Number. 37,374
☒ Please direct all future correspondence to the following attorney/address:

INSKEEP INTELLECTUAL PROPERTY GROUP, INC.

1225 W. 190th Street, Suite 205

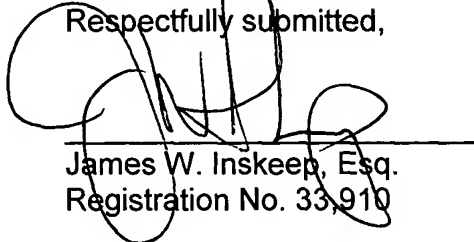
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Respectfully submitted,



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September 17, 2003

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